

COPY OF PAPERS
ORIGINALLY FILED

WENMM/SB/2* (12/00)

97/5750
#2

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/042,589
Filing Date	January 9, 2002
First Named Inventor	Lukas Eisermann
Group Art Unit	3738
Examiner Name	
Attorney Docket Number	4002-2802/PC635.00

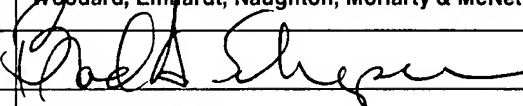
Total Number of Pages in this Submission

4 + 16 refs

ENCLOSURES (check all that apply)

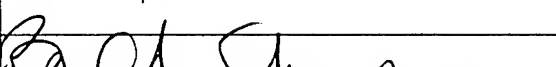
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Return Receipt Postcard
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	References (16)
<input type="checkbox"/> Certified Copy of Priority Documents	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	Brad A. Schepers Woodard, Emhardt, Naughton, Moriarty & McNett
Signature	 Reg. No. 45,431
Date	February 27, 2002

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington D.C. 20231 on this date:

Typed or printed name	Brad A. Schepers		
Signature		Date	February 27, 2002

PC635.00:BAS:kbb:156617

COPY OF PAPERS
ORIGINALLY FILED

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of)	Before the Examiner
Lukas Eisermann et al)	(unknown)
Serial No. 10/042,589)	Group Art Unit 3738
Filed January 9, 2002)	February 27, 2002
INTERVERTEBRAL PROSTHETIC)	Ref. No. 4002-2802/PC635700
JOINT)	



TECHNOLOGY CENTER R3700

MAR 15 2002

RECEIVED

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Pursuant to the duty of disclosure embodied in 37 C.F.R.1.56, Applicant wishes to bring to the attention of the Examiner the patents and publications listed on the enclosed Information Disclosure Statement. This information has not been previously submitted in this application, and has not been heretofore cited by the Examiner. Copies of cited items are enclosed in accordance with 37 C.F.R. §1.98.

I hereby certify that this Correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on:

February 27, 2002
(Date of Deposit)

Brad A. Schepers
Name of Registered Representative

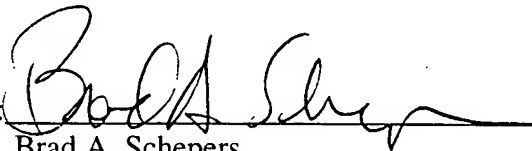
Brad A. Schepers
Signature

February 27, 2002
Date of Signature

The identified information, taken alone or in combination with other art, provides information potentially relating to the subject matter of the invention, but fails to teach, disclose or suggest the present invention. The filing of this Information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability as defined in §1.56(b).

This Statement is being submitted within three months of the filing date of the application and prior to the mailing of a first Office Action on the merits. Therefore, no fee is believed to be due. However, if such a fee is due the United States Patent and Trademark Office is authorized to charge any deficiency or credit any refund to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Respectfully submitted,

By: 

Brad A. Schepers

Reg. No. 45,431

Woodard, Emhardt, Naughton

Moriarty & McNett

Bank one Center/Tower

111 Monument Circle, Suite 3700

Indianapolis, IN 46204-5137

(317) 634-3456